

GOVERNMENT OF TELANGANA

ABSTRACT

Public servants – Labour Employment Training & Factories Department – Case registered under the Prevention of Corruption Act, 1988 against Sri Ambati Yesupadam, S/o Sri Nathaniel, Assistant Labour Officer, Khammam-II Circle, O/o Deputy Commissioner of Labour, Khammam – Trapped on 04.01.2018 – Sanction for prosecution – Orders – Issued.

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LABOUR EMPLOYMENT TRAINING & FACTORIES (Emp-Vig) DEPARTMENT

**G.O.Ms.No.39**

**Dated: 20.08.2018.**

**O R D E R:**

Whereas, Sri Ambati Yesupadam, S/o Sri Nathaniel, worked as Assistant Labour Officer, Khammam-II Circle, Office of the Deputy Commissioner of Labour, Khammam from 20.10.2016 to 04.01.2018 and by virtue of the post held by him, he falls under the category of Public servants as defined under Section 2(c) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988).

2. And whereas, Sri Banothu Srinivasa Rao, S/o Sri Gopa, Occ; Proprietor of Srinivasa Travels, R/o Guruvaigudem, Kusumanchi Mandal, Khammam District is eking his livelihood by running private Tavera vehicle under Transport permit.

3. And whereas, Sri Banothu Srinivasa Rao is a resident of Guruvaigudem, Kusumanchi Mandal, Khammam District. In the year 2015, he purchased on Tavera vehicle bearing No. TS 04 UB 0383 and got it registered in the name of Sri Srinivasa Travels. On 22.12.2017 he went to RTA office for obtaining Fitness Certificate. Then the MVI informed him that the Srinivasa Travels Registration Certificate from Labour Department is necessary for obtaining the Fitness certificate or else, the RTA officials would impose fine from the next month. On that he went to Labour office, Khammam and made enquiries and he came to know that Sri Ambati Yesupadam, Assistant Labour Officer was the incharge and was looking after the said work. Sri Yesupadam instructed him to apply for registration certificate through Meeseva and meet him with the said receipt. As such on 23.12.2017 he applied through Meeseva, obtained receipt and went to the Labour Office. As Sri A.Yesupadam was not available in the office, he contacted him on phone and informed him that he submitted the application through Meeseva. Then Sri A.Yesupadam informed him that he was at Madhira and demanded Rs.3,000/- as bribe to attend to the work. Though he told that he cannot pay such huge amount Sri A.Yesupadam did not heed and demanded Rs.3,000/-. Again on 27.12.2017, he called Sri A.Yesupadam, on which he told that without demanded bribe amount of Rs.3,000/- his work would not be done. As such on 29.12.2017 he went to Anti Corruption Bureau office, Khammam and told the Inspector of Police on which he gave voice recorded to him and told to meet again Sri A.Yesupadam and enquire about work. As such again he went to Labour Office and met Sri A.Yesupadam, on which he told that without Rs.3,000/- his work would not be done. As he repeatedly requested, Sri A.Yesupadam reduced the amount to Rs.2,000/- and told to come on Thursday. So he came out and as he was not interested to pay the bribe amount, he came to Anti Corruption Bureau office and lodged a written complaint and requested the Inspector for taking necessary legal action against Sri Ambati Yesupadam, Assistant Labour Officer and returned voice recorded.

4. And whereas, after observing all formalities, the Deputy Superintendent of Police, Anti Corruption Bureau, Warangal, Full Additional Charge Khammam registered a case in Crime No.01/ACB-WKH/2018, U/s 7 of the Prevention of Corruption Act, 1988 on 04.01.2018 at 1430 hrs against Sri Ambati Yesupadam, Assistant Labour Officer, Khammam II Circle, O/o Deputy Commissioner of Labour, Khammam and made arrangements for laying the trap.

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5. And whereas, when Sri Ambati Yesupadam, Assistant Labour Officer, Khammam-II Circle, O/o Deputy Commissioner of Labour, Khammam on 04.01.2018 at 1750 hours met Sri Banothu Srinivasa Rao at his office, Sri Ambati yesupadam, Assistant Labour officer demanded and accepted tainted bribe amount of Rs.2,000/- as illegal gratification with his right hand, and kept the same on the left side surface of the table, later placed the mobile phone on the tainted amount with his left hand and rubbed his hands. The Phenolphthalein tests conducted on both hand fingers of Sri A.Yesupadam yielded positive results and the tainted amount of Rs.2,000/- was recovered at the instance of Sri Ambati Yesupadam, Assistant Labour Officer, Khammam II Circle, which was kept on the left side surface of the table underneath his mobile flip cover in the presence of the mediators. The phenolphthalein tests conducted on the swab of mobile flip cover of Sri Ambati Yesupadam also yielded positive result. The Deputy Superintendent of Police, Anti Corruption Buerau, Warangal seized the tainted currency notes, relevant documents and resultant solutions duty attested by the mediators. The Accused Officer Sri Ambati Yesupadam approved the Certificate of Registration after complainant called him on his phone at 1623 hours affirming his coming to the office with bribe amount.

6. And whereas, the above said acts of Sri Ambati Yesupadam, Assistant Labour Officer, Khammam II Circle, O/o Deputy Commissioner of Labour, Khammam constitute offences Punishable under Sections 7 & 13(1)(d) read with 13(2) of the Prevention of Corruption Act, 1988.

7. And whereas, I, Dr. Shashank Goel, IAS., Principal Secretary to Government, Labour, Employment, Training and Factories Department, Telangana Secretariat, Hyderabad being the competent authority to remove Sri Ambati Yesupadam, Assistant Labour officer, Khammam II Circle, O/o Deputy Commissioner of Labour, Khammam from service, after fully and carefully examining the material placed i.e., FIR Mediators Report-I & II Oral, Documentary Evidence and official favour before me in respect of the said allegations and having regard to the circumstances of the case, consider that the said Sri Ambati Yesupadam, Assistant Labour Officer, Khammam II Circle, O/o Deputy Commissioner of Labour, Khammam should be prosecuted in a court of law, for the aforesaid offences.

8. Now, therefore, in exercise of the powers conferred by Clause (b) of Sub-Section (1) of Section 19 of the Prevention of Corruption Act, 1988, (Central Act 49 of 1988) the Government of Telangana hereby accord sanction for the prosecution of the said Sri Ambati Yesupadam, Assistant Labour Officer, Khammam II Circle, O/o Deputy Commissioner of Labour, Khammam for the above said offences punishable under Sections 7 and 13(1)(d) read with 13(2) of the Prevention of Corruption Act, 1988 (Central Act 49 of 1988) and for any other cognate offences punishable under any other provisions of law for the time being in force in respect of the aforesaid acts and for taking cognizance of the said acts by a Court of Competent Jurisdiction.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

Dr. SHASHANK GOEL  
PRINCIPAL SECRETARY TO GOVERNMENT

To  
The Director General, Anti Corruption Bureau, Telangana, Hyderabad.  
The Law (F) Department.